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City of Chattanooga

M.A. DOCKET ROOM

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January 7, 2005

Sharla Dillon, Docket Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

***Re: Petition of Tennessee American Water Company to Change and Increase Certain Rates
and Charges So As to Permit It to Earn a Fair and Adequate Rate of Return on Its
Property Used and Useful in Furnishing Water Service to Its Customers,
Docket No. 04-00288***

Dear Sharla:

Enclosed please find the thirteen (13) copies of the City's response to the Second Request for Discovery from Tennessee American Water Company to the City of Chattanooga in this matter.

As always, thank you for your assistance in this matter. Please contact our office if you have any questions.

Sincerely,

MICHAEL A. MCMAHAN

MAM/spb
Enclosures

cc: R. Dale Grimes, Esq.
Timothy C. Phillips, Esq.
Henry M. Walker, Esq.
David C. Higney, Esq.

IN THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

IN RE:

PETITION OF TENNESSEE-AMERICAN
WATER COMPANY TO CHANGE AND
INCREASE CERTAIN RATES AND CHARGES
SO AS TO PERMIT IT TO EARN A FAIR AND
ADEQUATE RATE OF RETURN ON ITS
PROPERTY USED AND USEFUL IN
FURNISHING WATER SERVICES TO ITS
CUSTOMERS.

DOCKET NO. 04-00288

ANSWER TO SECOND REQUEST FOR DISCOVERY
FROM TENNESSEE AMERICAN WATER COMPANY
TO THE CITY OF CHATTANOOGA, TENNESSEE

DISCOVERY REQUEST NO. 15:

If the City relies on any facts that were not specifically identified or discussed in the direct testimony that has been submitted on behalf of the City in this proceeding, whether related to issues or credibility or any other issue, to support your contention(s), position(s), or belief(s) that any of the request (s) for relief, including any increase in rates, made by TAWC in TRA Docket No. 04-00288 should not be approved by the Tennessee Regulatory Authority ("TRA"), identify or state each such fact with specificity.

RESPONSE:

In addition to the direct testimony submitted on behalf of the City in this proceeding, the City also relies upon the direct testimony which has been submitted by the Chattanooga Manufacturers Association and the Consumer Advocate and Protection Division of the Attorney General for the State of Tennessee.

DISCOVERY REQUEST NO. 16:

If the City relies on documents, photographs, or any other articles or things whatsoever that were not attached to the direct testimony that has been submitted on behalf of the City in this proceeding, whether as to issues of credibility or any other issue, to support the City's contention(s), position(s), or belief(s) that any of the request (s) for relief, including any increase in rates, made by TAWC in TRA Docket No. 04-00288 should not be approved, produce each such document, photograph, or any other article or thing whatsoever.

RESPONSE:

In addition to the documents which were attached to the direct testimony that has been submitted on behalf of the City in this proceeding, the City also relies on the documents attached to the direct testimony submitted by the Chattanooga Manufacturers Association and the Consumer Advocate and Protection Division of the Attorney General for the State of Tennessee.

Respectfully submitted,

**CITY OF CHATTANOOGA, TENNESSEE
RANDALL L. NELSON, CITY ATTORNEY**

BY: 

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CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the above and foregoing pleading upon counsel of record by facsimile or depositing same in the United States mail with adequate postage affixed thereto, addressed as follows:

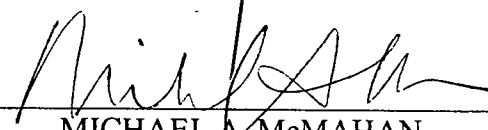
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633 Chestnut Street, 9th Floor
Chattanooga, TN 37450

This the 7th day of January, 2005.


MICHAEL A. McMAHAN